

STATE OF MAINE
PUBLIC UTILITIES COMMISSION

Docket No. 2002-43

February 6, 2002

CENTRAL MAINE POWER COMPANY
Tariff Revision to the Optional Targeted
Service Rate: Diesel Generation Deferral
Energy Service (DDR)

ORDER APPROVING
CONTRACT

WELCH, Chairman; NUGENT and DIAMOND, Commissioners

SUMMARY OF DECISION

By this Order, the Commission approves Central Maine Power Company's (CMP's or the Company's) proposed revisions to its Optional Targeted Service Rate: Diesel Generation Deferral Energy Service (DDR). In addition, the Commission approves the DDR standard-form contract and establishes that no separate filing or approval is required for individual standard form contracts entered into pursuant to this optional targeted rate.

DISCUSSION AND DECISION

On January 23, 2002, CMP filed with this Commission proposed revisions to its DDR rate schedule. Pursuant to Attachment 6 of the ARP 2000,¹ rate schedules with sunset dates no more than one year beyond the term of the ARP that provide revenues in excess of the Company's marginal cost floors plus an adder, may go into effect automatically 30 days after filing. We have reviewed the proposed DDR revisions and find that they comply with all conditions of Attachment 6. Therefore these revisions will go into effect 30 days after the filing date.

In its filing, CMP also included changes to the DDR standard form contract.² Currently, CMP is not required to file or seek individual approval of contracts in conformance with the DDR standard form contract.³ However, changes to the standard

¹ ARP 2000 was approved by Commission Order Approving Stipulation dated November 16, 2000 in Docket No. 99-666.

² CMP included only a partial copy of the revised standard form contract in its initial filing on January 23, 2002 but filed a complete copy on January 28, 2002.

³ In its Order dated August 1, 1995 in Docket Nos. 95-600 and 95-610, the Commission determined that when contracts vary from an approved standard form only by inclusion of customer specific information, the Commission is not required to review and

form contract do require Commission approval. We have reviewed the changes to the attached standard form contract and find them reasonable. Therefore, we will approve the attached standard form contract.

Accordingly, we

O R D E R

1. That the following revised DDR rate schedule sheets filed by Central Maine Power Company on January 23, 2002, are in compliance with Attachment 6 of the ARP and thereby become effective on February 22, 2002:

Page Numbers	Revision Number	Date Filed
Page 135.10	12 th	January 23, 2002
Page 135.20	6 th	January 23, 2002

2. That the standard form contract filed by the Company in this proceeding on January 28, 2002, is hereby approved.
3. That contracts in conformance with this revised standard form contract do not need individual approval but will be included in the Monthly Informational Filing for Standard Form Contracts provided to the Commission.

Dated at Augusta, Maine, this 6th day of February, 2002.

BY ORDER OF THE COMMISSION

Raymond Robichaud
Assistant Administrative Director

COMMISSIONERS VOTING FOR: WELCH

NUGENT
DIAMOND

approve the individual contracts. The Commission established monthly reporting requirements in lieu of such individual review and approval.

NOTICE OF RIGHTS TO REVIEW OR APPEAL

5 M.R.S.A. § 9061 requires the Public Utilities Commission to give each party to an adjudicatory proceeding written notice of the party's rights to review or appeal of its decision made at the conclusion of the adjudicatory proceeding. The methods of review or appeal of PUC decisions at the conclusion of an adjudicatory proceeding are as follows:

1. Reconsideration of the Commission's Order may be requested under Section 1004 of the Commission's Rules of Practice and Procedure (65-407 C.M.R.110) within 20 days of the date of the Order by filing a petition with the Commission stating the grounds upon which reconsideration is sought.
2. Appeal of a final decision of the Commission may be taken to the Law Court by filing, within 30 days of the date of the Order, a Notice of Appeal with the Administrative Director of the Commission, pursuant to 35-A M.R.S.A. § 1320(1)-(4) and the Maine Rules of Appellate Procedure.
3. Additional court review of constitutional issues or issues involving the justness or reasonableness of rates may be had by the filing of an appeal with the Law Court, pursuant to 35-A M.R.S.A. § 1320(5).

Note: The attachment of this Notice to a document does not indicate the Commission's view that the particular document may be subject to review or appeal. Similarly, the failure of the Commission to attach a copy of this Notice to a document does not indicate the Commission's view that the document is not subject to review or appeal.